IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 738 OF 1999

WITH

NOTICE OF MOTION NO. 2559 OF 1996

IN

MJS NO. 873 OF 1996

Mrs. Naseem Yusuf Shaikh
Saikh Mendilkar .. Petitioner.

vs.

Yusuf Abdul Kader
Mendilkar & Anr. .. Respondents.

Raibagkar for Respondents.

CORAM : S.U. KAMDAR, J.

DATE : 26th AUGUST, 2005.

P.C.

. The motion is taken out for setting aside ex-parte decree dated 21.3.1997. The learned advocate appearing for the respondents does not press said notice of motion no. 738. The same is dismissed. In so far as Notice of Motion No. 2559 of 1996 is concerned in view of the dismissal of the

petition itself on 21.3.1997 the same does not survive. The same is dismissed as infructuous.